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12 Harkant Dhruv and the Class

13 **UNITED STATES DISTRICT COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 **HARKANT DHRUV**, on behalf of
16 himself and all others similarly
situated,

17 Plaintiff,

18
19 vs.

20 **AXA EQUITABLE LIFE**
21 **INSURANCE COMPANY,**
22 et al.,

23 Defendants.
24
25
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27
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Case No. 4368

CLASS ACTION

**ADMINISTRATIVE MOTION TO
CONSIDER WHETHER CASES
SHOULD BE RELATED
PURSUANT TO L.R. 3-12.**

Pursuant to Local Rule 3-12, plaintiff Harkant Dhruv hereby moves for the Court's consideration whether the above-captioned case, *Dhruv v. AXA Equitable Life Insurance Company* is related to the earlier filed cases: (1) *Bolea v. AXA Advisors, LLC, et al.* (C07-02777) and (2) *Meola v. AXA Financial, Inc., et al.* (06-CV-04291-JSW).

The *Dhruv*, *Bolea*, and *Meola* actions appear to be related in that they all allege the same causes of action for the same relevant events and against the same defendants. Like the Plaintiffs in those cases, Plaintiff herein alleges that, as a Financial Services Professional for AXA, he is entitled to overtime pay pursuant to the provisions of the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*, and under California wage and hour statutes. Based on these similarities, it appears likely that there will be an unduly burdensome duplication of labor and expense or conflicting results if the cases are conducted before different Judges in this District. Accordingly, these actions meet the definition of related cases stated in Local Rule 3-12.

Dated: August 23, 2007

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By: Niall P. McCarthy
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